



ATTORNEY DOCKET NO.: 051481-5047-01

CPA 2856  
#4/CPA  
J. Politz  
3/10/01  
PATENT  
RECEIVED  
MAR - 6 2001  
TECHNOLOGY CENTER 2300

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Patents  
BOX CPA  
Washington, D.C. 20231

PRIOR APPLICATION: Examiner: J. Politzer  
Group Art Unit: 2856

CONTINUED PROSECUTION APPLICATION (CPA)  
REQUEST UNDER 37 C.F.R. § 1.53(d)

This is a request for filing a

[X] Continuation application under the Continued Prosecution Application procedure of 37 C.F.R. § 1.53(d) of prior application no. 09/165,772, filed October 2, 1998 for

TEMPERATURE CORRECTION METHOD AND SUBSYSTEM FOR AUTOMOTIVE  
EVAPORATIVE LEAK DETECTION SYSTEMS

of: John E. COOK, et al.

1. Please change the Attorney Docket No. to 051481-5047-01.
2. ☐ Please enter the amendment previously filed on \_\_\_\_\_ under 37 C.F.R. § 1.116, but unentered in the prior application.
3. ☐ A preliminary amendment is enclosed.
4. ☐ The filing fee is calculated on the basis of the claims existing in the prior application as amended at 2 and above.

03/05/2001 SSESHE1 00000106 500310 09165772  
01 FC:131 710.00 CH  
02 FC:102 160.00 CH

CLAIMS FOR FEE CALCULATION				
	Number Filed	Number Extra	at Rate of	Basic Fee Utility \$710.00 Design \$ 320.00
Total Claims (37 C.F.R. § 1.16(c))	17 - 20 =	0	\$ 18.00 each =	+ \$0.00
Independent Claims (37 C.F.R. § 1.16(b))	5 - 3 =	2	\$ 80.00 each =	+\$160.00
Multiple dependent claim(s), if any (37 C.F.R. § 1.16(d))			\$270.00	+
SUB-TOTAL =				
Reduction by ½ for filing by a small entity				- \$
TOTAL FILING FEE =				\$870.00

5. ☐ Small entity status is claimed and

- ☐ a statement claiming small entity status is enclosed, or  
☐ a small entity statement was filed in the prior nonprovisional application  
and is still proper and desired.

6. Extension of Time

- ☒ Applicant believes that no extension of time is required. However, this  
conditional petition is being made to provide for the possibility that applicant has  
inadvertently overlooked the need for a petition and fee for extension of time.
- ☐ Applicant petitions for an extension of time, the fees for which are set out in  
37 C.F.R. § 1.17(a), for the total number of months checked below:

Total Months Requested	Fee for Extension	[Fee for Small Entity]
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 380.00	\$190.00
<input type="checkbox"/> three months	\$ 870.00	\$435.00
<input type="checkbox"/> four months	\$1,360.00	\$680.00

- ☐ The Commissioner is authorized to charge necessary fees for such  
extension of time to Deposit Account No. 50-0310.

7. Fee Payment

- ☐ Not Enclosed. **NO FEE IS BEING PAID BY CHECK OR DEPOSIT ACCOUNT AT THIS TIME.**

This application is being filed under the provisions of 37 C.F.R. § 1.53(f). Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the Declaration and paying the filing fees.

- ☐ Enclosed.  
A check in the amount of \_\_\_\_\_ to cover the filing basic fee is enclosed.

- ☒ The Commissioner is authorized to charge **\$870.00** (Basic filing fee and fees for (2) two extra independent claims to Deposit Account No. 50-0310.

8. Inventorship

- ☐ This application is filed by fewer than all the inventors named in the prior application under 37 C.F.R. § 1.53(d)(4).

☐ DELETE the following inventors named in the prior application: \_\_\_\_\_.

☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

9. ☒ The power of attorney in the prior application is to at least one of the registered practitioners of Morgan, Lewis & Bockius LLP included in the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. All correspondence shall be addressed to that Customer Number.

Please address all correspondence to Morgan, Lewis & Bockius LLP at  
**Customer Number: 009629**

10. ☐ Recognize as associate attorney \_\_\_\_\_.  
(name, address, and registration no.)

11. [x] **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

12. Additional papers enclosed:

- [ ] Information Disclosure Statement
- [ ] Form PTO-1449, \_\_ references included
- [ ] Declaration of Biological Deposit
- [ ] Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.
- [ ] Petition To Defer Issue Under 37 C.F.R. § 1.313.

Respectfully submitted,  
**MORGAN, LEWIS & BOCKIUS LLP**

By: Scott J. Anchell  
Scott J. Anchell  
Reg. No. 35,035

Dated: March 2, 2001

**MORGAN, LEWIS & BOCKIUS LLP**  
1800 M Street, N.W.  
Washington, D.C. 20036-5869  
202-467-7000  
**Customer No. 009629**

SJA/am